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6 Attorneys for Defendant  
7 CAPITAL GROUP COMMUNICATIONS, INC.

8 UNITED STATES DISTRICT COURT  
9  
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
11 SAN FRANCISCO DIVISION

12 COLONIAL STOCK TRANSFER,  
13

14 Plaintiff,

15 v.

16 GOTTAPLAY INTERACTIVE, INC., a  
Nevada corporation, and CAPITAL GROUP  
17 COMMUNICATIONS, INC., a California  
corporation,

18 Defendants.  
19

Case No. C-07-4470 EMC

Related Case No. C-07-3632 EMC

**[PROPOSED] ORDER GRANTING  
CAPITAL GROUP'S CROSS-MOTION TO  
DISMISS INTERPLEADER ACTION**

1 The cross-motion of defendant Capital Group Communications, Inc. (“Capital  
2 Group”) to dismiss the above-referenced interpleader action filed by plaintiff Colonial Stock  
3 Transfer (“Colonial”) for lack of subject matter jurisdiction and failure to state a claim (the  
4 “Cross-Motion”) came on regularly for hearing before Judge Edward M. Chen. All parties were  
5 duly represented by counsel. After considering all briefing submitted by the parties, all  
6 supporting papers, any related papers or records filed in this action, all argument of counsel, and  
7 good cause appearing, the Court GRANTS the Cross-Motion and ORDERS as follows:

8 1. The complaint filed by Colonial is hereby DISMISSED WITHOUT  
9 PREJUDICE.

10 2. The Clerk shall return to Capital Group its stock certificate, Stock  
11 Certificate No. 1064, which is currently deposited in the Court’s registry in connection with this  
12 action.

13 IT IS SO ORDERED.

14  
15 DATED: \_\_\_\_\_

\_\_\_\_\_  
HON. EDWARD M. CHEN  
U.S. MAGISTRATE JUDGE